

REMARKS

This application has been carefully reviewed in light of the Office Action dated December 12, 2003. Claims 1-2 remain pending in this application. Claim 1 is the independent claim. Favorable reconsideration is respectfully requested.

On the merits, the Office Action rejected Claim 1 under 35 U.S.C. § 102(e) as being anticipated by Aoki et al. (U.S. Patent No. 6,103,297; hereinafter "Aoki"). The Office Action also rejected Claim 2 under 35 U.S.C. § 103(a) as being unpatentable over Aoki in view of Van Doorn et al. (U.S. Patent No. 5,942,848; hereinafter "Van Doorn"). Applicant respectfully submits that the pending claims are patentable for at least the following reasons:

Aoki fails to recite or suggest a blue color filter layer extending between the blue phosphor and the substrate and the blue phosphors comprises phosphor particles provided with blue pigment. Rather, Aoki, Col. 2, lines 18-29 recites a filter having the same color as a respective color at the formation sites in a phosphor screen. The filter's color is thus dictated by the color of the formation site itself. This implies that the layer of pigment particles and phosphor is below the glass panel/filter combination and directly above the substrate. Thus Aoki's device cannot include a filter between the blue phosphor and the substrate. In addition, Aoki's concentration of phosphors is specifically coated

with pigment particles on the phosphors themselves, as opposed to comprising pigment whereby the pigment can be situated differently.

Claim 1 is believed patentable over Aoki for at least these reasons.

Claim 2 depends from independent Claim 1 discussed above and is believed patentable for at least the same reasons. In addition, Applicant respectfully believes Claim 2 to be independently patentable and request separate consideration of each claim. Applicant respectfully believes the remarks above render the § 103 rejection of Claim 2 moot and requests its withdrawal.

In view of the foregoing amendments and remarks, Applicant respectfully requests favorable reconsideration and early passage to issue of the present application.

Applicant's undersigned attorney may be reached by telephone at the number given below.

Respectfully submitted,

By   
Aaron Waxler,  
Reg. 48,027  
(914) 333-9608  
March 12, 2004